IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.176 OF 2002

WITH

CIVIL REVISION APPLICATION NO.326 OF 2003

Shri Vishwanath Chiwe alias
Mohan Pandurang Chiwa. ...Applicant.

Vs.

Smt.Ansuya Gajanan Gavde & Ors. ...Respondents.

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Ms. Gauri Godse for the Applicant.

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CORAM : DR.D.Y.CHANDRACHUD, J.

September 8, 2006.

P.C. :

The matter has been placed before the Court for directions in pursuance of the praecipe filed by Counsel appearing on behalf of the Applicant to the Civil Application.

There was a delay in filing the Civil

Revision Application. Hence Civil Application No.176 of 2002 was taken out. On 18th April 2002, Rule was issued on the Civil Application returnable on 26th April 2002 and Hamdast was permitted. Subsequently, the delay was condoned on 13th March 2003. Inadvertently the signed copy of the order issuing rule on the Civil Application for condonation of delay has been placed in the main Civil Revision Application instead of in the Civil Application. That is an obvious error since on 18th April 2002 there was no question of this Court admitting the Civil Revision Application unless delay was condoned.

In these circumstances, the signed copy of the order dated 18th April 2002 granting Rule must be treated by the Registry as an order on the Civil Application for condonation of delay.

The Civil Revision Application shall be placed before the appropriate Bench for admission.

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